

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

BRENDAN SULLIVAN,

Plaintiff,

v.

SUNG KOOK (“BILL”) HWANG, ARCHEGOS
CAPITAL MANAGEMENT, LP, ARCHEGOS
CAPITAL MANAGEMENT, LLC, THE GRACE
AND MERCY FOUNDATION, INC., ARCHEGOS
FUND LP, EWM LLC, d/b/a EWM GLOBAL,
ANDY MILLS, DIANA PAE, BRIAN JONES,
SCOTT BECKER, and PATRICK HALLIGAN,

Defendants.

Case No. 1:22-cv-05675-PGG

**NOTICE OF MOTION BY
DEFENDANT THE GRACE AND
MERCY FOUNDATION TO
DISMISS PLAINTIFF’S
AMENDED COMPLAINT**

**[Filed concurrently with Proposed
Order]**

Oral Argument Requested

PLEASE TAKE NOTICE that, upon the accompanying memorandum of law, defendant The Grace and Mercy Foundation, Inc. (the “Foundation”), by and through its undersigned counsel, hereby moves this Court, before the Honorable Paul G. Gardephe, United States District Judge for the Southern District of New York, Thurgood Marshall United States Courthouse, 40 Foley Square, Courtroom 705, New York, New York 10007, for an order, pursuant to Federal Rule of Civil Procedure 12(b)(6), dismissing all claims against the Foundation in Plaintiff’s Amended Complaint [ECF No. 101] with prejudice.

PLEASE TAKE FURTHER NOTICE that the Foundation respectfully requests oral argument on its motion.

LOWENSTEIN SANDLER LLP

Dated: November 21, 2023

By: /s/ Jeffrey J. Wild

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